

08/19/03
13281 U.S. PRO

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

Attorney Docket: 056207.50307C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

03914 U.S. PRO
10/642594
08/19/03

Sir:

This is a request for filing a X continuation or ___ divisional application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 09/943,384
Filed on August 31, 2001
Of Nobuyasu KANEKAWA et al.
Entitled: SEMICONDUCTOR DEVICE
Examiner: Thomas L. Dickey
Group: 2826

- X 1. Accompanying this order is a true copy of the prior application as originally filed.

Total pages 35

- ___ 2. New Formal drawings are being filed herewith consisting of ___ sheet(s), depicting Figures ___.

- X 3. Declaration and Power of Attorney:

a. ___ Newly executed (original or copy)

b. X Copy from prior application

i. ___ Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application

- X 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- X 5. Cancel original claims 4-14.

- ___ 6. Small entity status:



- a. ☐ A small entity statement is enclosed
- b. ☐ A statement of small entity status (copy attached) was filed on ☐ in the prior application and status as a small entity is still proper and desired.
- c. ☐ Is no longer claimed

X 7. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee				<u>\$375</u>	<u>\$750.00</u>
Total Claims	<u>3</u>	-	20 = <u> </u> x	9 = <u>\$</u>	18 = <u>\$</u>
Ind. Claims	<u>2</u>	-	3 = <u> </u> x	42 = <u>\$</u>	84 = <u>\$</u>
<u> </u>	Multiple Dependent Claims			+ 140 = <u>\$</u>	280 = <u>\$</u>
Total				\$	\$750.00

- ☐ 8. Please charge my Deposit Account No. 05-1323 (Docket # ☐) in the amount of \$ ☐.
- X 9. A check in the amount of \$750.00 to cover the filing fee is enclosed.
- X 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #056207.50307C1).
- X 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 09/943,384, filed August 31, 2001.--
- X 12. Priority of Appln. No(s). 2001-38685, filed in Japan on February 15, 2001, is hereby claimed under 35 U.S.C. 119.
- X 13. A certified copy of each said priority document was filed in application Serial No. 09/943,384 on August 31, 2001.
- X 14. The prior application is assigned of record to Hitachi, Ltd.
- X 15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg.

No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

- X a. The power appears in the original application papers in the prior application.
- X b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X d. Address all future correspondence to:

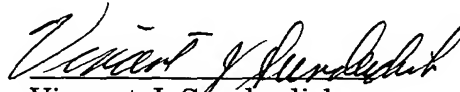
CROWELL & MORING, LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300

Customer No.
23911

- X 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- X 17. A Preliminary Amendment is being filed herewith.
- X 18. Return Receipt Postcard.
- X 19. Other: Application Data Sheet

Respectfully submitted,

August 19, 2003


Vincent J. Sunderdick
Registration No. 29,004

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VJS:ast